

**DEPARTMENT OF PERSONNEL ADMINISTRATION**

OFFICE OF THE DIRECTOR

1515 "S" STREET, NORTH BUILDING, SUITE 400  
SACRAMENTO, CA 95814-7243

February 23, 2010

The Honorable Denise Ducheny  
Chair, Joint Legislative Budget Committee  
State Capitol, Room 5035  
Sacramento, California 95814

**Re: Addenda for Staff Reductions of the California Department of Corrections and Rehabilitation (CDCR) Program 800**

**Affecting Employees Represented by Various Bargaining Units and Employed at Sierra Vista Community Facility**

On December 18, 2009, DPA and representatives of State Bargaining Unit 6 (California Correctional Peace Officers Association: CCPOA) reached agreement on issues related to the staff reduction plan for the CDCR, Offender Substance Abuse Program, or Program 800.

Pending legislative approval as directed by the Joint Legislative Budget Committee, this agreement will be effective for staff from February 1, 2010 to January 31, 2013 affected by the Program 800 reductions.

**Summary of Provisions:**

The agreements will contain the following provisions,

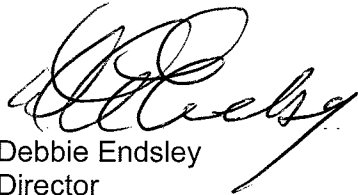
- Whenever a state department hires from a certification list, they are obligated to first utilize the reemployment lists. This agreement extends the State Personnel Board's (SPB's) rules to require the Department to first utilize the reemployment list regardless of the method of hiring (transfer, or certification list).
- The area of layoff will be by county.
- Employees impacted by the Program 800 reductions will have preference when the Department needs to fill certain positions.
- The terms of the agreement may expire before the January 31, 2013 date if all Unit 6 employee's affected by the reduction are made whole.
- There are approximately 30 employees that will be impacted by this reduction.

Cost

There are no costs associated with the implementation of this agreement.

If you have any questions, please contact Tom Dyer, Legislative Coordinator, at (916) 327-2348.

Sincerely,



Debbie Endsley  
Director

Attachments

cc: Members Joint Legislative Budget Committee

Jody Martin, Principal Consultant  
Joint Legislative Budget Committee

Michael Prosio, Legislative Affairs Secretary  
Office of Governor Schwarzenegger

Mack Taylor, Legislative Analyst  
Office of the Legislative Analyst

ecc: Diego Martin, Consultant  
Office of the Legislative Analyst

Diana Ducay, Program Budget Manager  
Department of Finance

Craig Cornett, Chief Fiscal Policy Advisor  
Office of the Pro Tem

Charles Wright, Chief Consultant  
Office of the Pro Tem

Chris Woods, Budget Director  
Office of the Speaker

Greg Campbell, Chief Consultant  
Office of the Speaker

Seren Taylor, Staff Director  
Senate Republican Fiscal Office

Chantele Denny, Consultant  
Senate Republican Fiscal Office

Anthony Archie, Consultant  
Assembly Republican Fiscal Office

Peter Schaafsma, Staff Director  
Assembly Republican Fiscal Office

Daniel Alvarez, Staff Director  
Senate Budget Committee

Bryan Ehlers, Consultant  
Senate Budget Committee

Adam Dondro, Staff Director  
Assembly Budget Committee

Bob Franzioia, Staff Director  
Senate Appropriations Committee

Maureen Ortiz, Consultant  
Senate Appropriations Committee

Geoff Long, Chief Consultant  
Assembly Appropriations Committee

Brad Williams, Consultant  
Assembly Appropriations Committee

Pamela Schneider, Consultant  
Senate PE&R Committee

Karon Green, Chief Consultant  
Assembly PER&SS Committee

Therese Twomey, Consultant  
Senate Republican Caucus

Terry Mast, Consultant  
Assembly Republican Caucus

Alene Shimazu, Chief  
Fiscal Analysis, DPA

Diane Navarro, LRO  
Labor Relations, DPA

Kristine Rodriguez, LRO  
Labor Relations, DPA

**AGREEMENT  
BETWEEN THE STATE OF CALIFORNIA AND THE  
CALIFORNIA CORRECTIONAL PEACE OFFICERS ASSOCIATION REGARDING  
PROGRAM 800 REDUCTIONS**

The Department of Personnel Administration (DPA or State) on behalf of the California Department of Corrections and Rehabilitation (CDCR or Department) provided the California Correctional Peace Officers Association (CCPOA) with notice dated September 23, 2009 regarding the impact of the Program 800 staff reductions.

WHEREAS, CCPOA and the State have arrived at the following agreement as a full disposition of this matter;

Now, therefore, the parties agree as follows:

1. From February 1, 2010 through January 31, 2013, the Department shall utilize the classification specific reemployment list when filling vacant positions in the classifications of Parole Service Associate class code 9776, Correctional Counselor I class code 9904, Correctional Counselor II (Specialist) class code 9901, or Parole Agent II, Adult Parole (Specialist) class code 9762, (except for mandatory reinstatement appointments).

For each vacancy, when the Program 800 impacted employees have either waived the opportunity for the classification specific position(s); or the Program 800 impacted employees have been placed in their respective reemployment classification, the department may use any other appropriate hiring methods.

2. The area of layoff is by county.
3. This agreement was arrived at after expiration of the parties' Memorandum of Understanding (MOU) and implementation by the State of certain terms of its "last, best, and final offer" (LBFO) in bargaining. To the extent that any provision of paragraph number one above conflicts with a provision of the State's Implemented Terms, this agreement shall control.
4. This agreement represents the complete understanding of the parties concerning the above.
5. This agreement shall not be construed to be part of any existing or prior labor contract or MOU between the State of California and CCPOA.
6. Nothing in this agreement is intended to nor shall be construed to extend or revive any term of the parties' expired 2001-2006 MOU.
7. This agreement concerns only the above-referenced issue and shall not serve as precedent for any other matter.

8. The term of this agreement is from December 18, 2009 through January 31, 2013 or when there are no longer any Program 800 impacted employees on the reemployment lists identified in number one, whichever occurs first.

Kristine M. Rodrigues 12/18/09  
Kristine M. Rodrigues Date  
Principal Labor Relations Officer  
Department of Personnel Admin.

Don Benegas 12/18/09  
Don Benegas Date  
Supervising Field Representative  
CCPOA

Malayna Babb 12/18/09  
Malayna Babb Date  
Labor Relations Manager  
CA Dept. of Corrections & Rehab

Steve Shadley 12/18/09  
Steve Shadley Date  
Field Representative  
CCPOA

Sandi L. Sale 12/18/09  
Sandi L. Sale Date  
Personnel Program Advisor, DPA  
Department of Personnel Admin.

Melinda Silva 12/18/09  
Melinda Silva  
PAAC President  
CCPOA

Becky Bayliss 12-18-09  
Becky Bayliss Date  
DPA

William Charette  
CCPOA

Andres Mejia 12-18-09  
Andres Mejia Date  
DPA

Gary Leasure  
Gary Leasure  
CCPOA

MaryAnn Monahan 12/18/09  
MaryAnn Monahan Date  
CDCR

Houston Whisenton 12/18/9  
Houston Whisenton  
CCPOA

Christine Diesslin 12-18-09  
Christine Diesslin Date  
CDCR

Steve Peck 12/18/09  
Steve Peck Date  
CDCR

Kathleen DaRosa 12/18/09  
Kathleen DaRosa Date  
CDCR